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ATTORNEYS FOR PLAINTIFFS
INDIEZONE, INC., A DELAWARE
CORPORATION, AND EOBUY, LTD., AN
IRISH PRIVATE LIMITED
CORPORATION

ATTORNEYS FOR DEFENDANTS
JINGIT LLC, JINGIT HOLDINGS, LLC,
JINGIT FINANCIAL SERVICES, LLC,
TODD ROOKE, JOE ROGNESS, PHIL
HAZEL, SAM ASHKAR, HOLLY
OLIVER, SHANNON DAVIS, JUSTIN
JAMES, CHRIS OHLSEN, DAN
FRAWLEY, DAVE MOOREHOUSE, II,
TONY ABENA, CHRIS KARLS, JOHN E.
FLEMING, AND MUSIC.ME, LLC

*Additional Counsel for Defendants on
Signature Page*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

Indiezone, Inc., a Delaware corporation, and
EoBuy, Limited an Irish private limited company,
Plaintiffs,

vs.

Todd Rooke, Joe Rogness, Phil Hazel, Sam
Ashkar, Holly Oliver and U.S. Bank, collectively
the ***RICO Defendants***;

Jingit LLC, Jingit Holdings, LLC, Jingit Financial
Services LLC, Music.Me, LLC, Tony Abena, John
E. Fleming, Dan Frawley, Dave Moorehouse II,

Case No. 3:13-cv-04280 (YGR/EDL)
**ORDER GRANTING
STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE INITIAL
CASE MANAGEMENT
CONFERENCE AND ASSOCIATED
DEADLINES AND HEARINGS ON
PENDING MOTIONS
AS MODIFIED BY THE COURT**

Chris Ohlsen, Justin James, Shannon Davis, Chris Karls in their capacities as officers, agents and/or employees of Jingit LLC, ***Defendants in Negligence, and Aiding/Abetting***;

Wal-Mart, General Electric, Target, DOE(s) and ROE(s) 1 through 10, ***Defendants in Negligence Secondary-Vicarious Infringement***,

Defendants.

WHEREAS, there is a pending motion filed by certain of the defendants in this action presently set for hearing on March 25, 2014, which seeks to dismiss one of the two plaintiffs in this action, to compel arbitration with plaintiff Indiezone, Inc., and to stay all remaining proceedings in this action pending that arbitration (ECF 29);

WHEREAS, there is also a pending motion filed by plaintiffs, which seeks leave to file an amended complaint in this action presently set for hearing on April 1, 2014 (ECF 57);

WHEREAS, the Parties agree that there are overlapping issues of law and fact in the above-referenced motions and that it would serve the interests of judicial economy and efficiency if the Court heard the motions together in a single hearing;

WHEREAS, counsel for all affected parties are not jointly available until Tuesday, April 15, 2014;

WHEREAS, the Parties also believe that it would be inefficient at this time to plan discovery, motions and other case management processes for a case in which one plaintiff may be dismissed and that may shortly be ordered to binding arbitration where different rules and procedures will govern;

WHEREAS, the Parties also believe participation in the Court's ADR Multi-Option Program would be premature in light of the pending motions and the fact that the dispute may proceed to binding arbitration and the litigation otherwise stayed.

ACCORDINGLY, it is hereby stipulated and requested pursuant to Civil L.R. 6-2(a), by Indiezone, Inc. and eoBuy, Limited (together, "Plaintiffs"), and Defendants Jingit LLC, Jingit Holdings, LLC, Jingit Financial Services, LLC, Todd Rooke, Joe Rogness, Phil Hazel, Sam

Ashkar, Holly Oliver, Shannon Davis, Justin James, Chris Ohlsen, Dan Frawley, Dave Moorehouse, II, Tony Abena, Chris Karls, John E. Fleming, Music.Me, LLC, and U.S. Bank National Association (together, “Defendants”; Plaintiffs and Defendants collectively, the “Parties”), through their respective counsel as follows:

1. That the scheduled hearings on the two above-referenced motions (ECF 29 & 57) will be combined and rescheduled for April 15, 2014, at 2:00 p.m., and the previously scheduled hearings of March 25 and April 1, 2014 will be canceled and removed from the Court’s calendar.

2. That the Initial Case Management Conference presently set for March 17, 2014, along with the associated deadlines for their Rule 26(f) meet and confer, their Rule 26(f) Report and their ADR Multi-Option Program deadlines be taken off calendar and rescheduled to dates approximately 90 days later, pending the Court’s ruling on the pending motions (ECF 29 and 57), or such time thereafter as the Court’s calendar will permit.

3. Subject to the Court’s approval, that the following new dates and deadlines be set:

Event	Current Date	Proposed Date
Hearing on Defendants’ Motion to Dismiss, Compel Arbitration and Stay Proceedings & Plaintiffs’ Motion to Amend Complaint	March 25, 2014 & April 1, 2014	April 15, 2014 at 2:00 p.m.
Rule 26(f) Meet and Confer	Feb. 24, 2014	May 23, 2014
ADR certification and stipulation to ADR process or Notice of Need for ADR Phone Conference	Feb. 24, 2014	May 23, 2014
Case Management Statement	Mar. 10, 2014	June 9, 2014
Case Management Conference	Mar. 17, 2014, 2:00 PM	Mon. June 16, 2014, 2:00 PM

This Stipulation and Request is supported by the attached Declaration of Counsel Pursuant to Civil L.R. 6-2(a).

1 Dated: March 6, 2014

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5 ATTORNEYS FOR PLAINTIFFS INDIEZONE,
INC., A DELAWARE CORPORATION, AND
6 EOBUY, LTD., AN IRISH PRIVATE LIMITED
CORPORATION

7 -and-

8 Dated: March 6, 2014

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14 By: s/Angela Kleine
Angela Kleine

15 ATTORNEYS FOR DEFENDANT U.S. BANK
16 NATIONAL ASSOCIATION

17 Dated: March 6, 2014

Respectfully Submitted,

18 MASLON EDELMAN BORMAN & BRAND,
19 LLP

20 By: s/Joseph P. Ceronsky
21 Joseph P. Ceronsky (*pro hac vice*)
(MN Bar No. 391059)

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OHLSEN, DAN FRAWLEY, DAVE
26 MOOREHOUSE II, TONY ABENA, CHRIS
KARLS, JOHN E. FLEMING, AND
27 MUSIC.ME, LLC

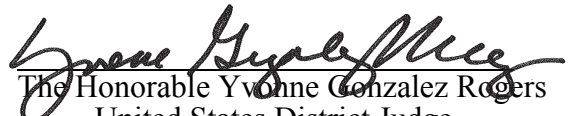
ORDER

Pursuant to the stipulation of the parties, the Court GRANTS the request to continue the current hearing dates of March 25 and April 1, 2014 to
APRIL 22, 2014 at 2:00 p.m.

The Motion of Defendant Target Corporation (Dkt. No. 69), set with insufficient notice for March 25, 2014, is likewise RESET to April 22, 2014. All other deadlines are RESET as proposed by the parties, set forth above.

IT IS SO ORDERED.

DATED: March 10, 2014


The Honorable Yvonne Gonzalez Rogers
United States District Judge